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*Attorney for Defendant Gerard Russo*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

CASE NO. 2:21-cr-00302-JCM-DJA

**Plaintiff,**

v.  
ALEXANDER WALLACE VEGA, BRADLEY  
MICHAEL RAU, DAVID OWEN IVAR,  
GERARD JUDE RUSSO, and TARON  
AGAZARYN.

#### Defendants.

**STIPULATION AND ORDER TO CONTINUE SENTENCING**  
**(FIRST REQUEST)**

**IT IS HEREBY STIPULATED** by and between Gerard Jude Russo, Defendant, by and through his counsel, Paola M. Armeni, Esq., of the law firm of Clark Hill, PLLC, the Plaintiff, by and through Jason Frierson , United States Attorney, and Joshua Brister, United States Attorney, that the Sentencing in the in the above-captioned matter, currently scheduled for April 12, 2023 be vacated and set to July 7, 2023 at 10:00 a.m..

This Stipulation is entered into for the following reasons:

1. Paola Armeni was appointed by this Court as counsel for Mr. Russo on December 14, 2021.
  2. Sentencing in this matter is currently scheduled for April 12, 2023 and the parties have agreed to a continuance to July 7, 2023 at 10:00 a.m.

1       3.     Defendant Gerard J. Russo is having spine surgery on March 22, 2023 and will need until  
2 June 22, 2023 to recover.

3       4.     Federal Rule of Criminal Procedure 32(b)(2) permits this court to continue a  
4 sentencing for good cause. Good cause exists in this case.

5       5.     Additional time requested herein is not sought for purposes of delay and the denial of this  
6 request for a continuance could result in a miscarriage of justice.

7       2.     For all the above-stated reasons, the ends of justice would be best served by the  
8 continuance of the deadline for said sentencing.

9       3.     This is the First Request for a continuance of the Sentencing deadline.

10  
11      JASON FRIERSON  
12      UNITED STATES ATTORNEY  
13      DISTRICT OF NEVADA

14      /s/ Johsua Brister  
15      JOSHUA BRISTER  
16      Assistant United States Attorney

17      DATED this 20<sup>th</sup> day of March, 2022.

CLARK HILL PLLC

/s/Paola M. Armeni  
PAOLA M. ARMENI

DATED this 20<sup>th</sup> day of March, 2022.

1  
2                   **UNITED STATES DISTRICT COURT**  
3                   **DISTRICT OF NEVADA**

4                   UNITED STATES OF AMERICA,  
5  
6                   Plaintiff,

CASE NO. 2:21-CR-00302-JCM-DJA

7                   v.  
8                   ALEXANDER WALLACE VEGA, BRADLEY  
MICHAEL RAU, DAVID OWEN IVAR,  
GERARD JUDE RUSSO, and TARON  
AGAZARYN,  
9

10                  Defendants.

11                  **FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ORDER**  
12

13                  Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court  
hereby finds that:

14                  **CONCLUSIONS OF LAW**  
15

16                  Based on the fact that counsel has agreed to a continuance, the Court hereby concludes that:

17                  1.         The current Sentencing date is April 12, 2023.  
18                  2.         On or about October 10, 2022, Defendant Gerard Russo entered into a Plea Agreement.  
19                  3.         Defendant Gerard Russo has appeared in this case, is not in custody and has agreed to a  
continuance with the government.  
20

21                  4.         Defendant Gerard J. Russo is having spine surgery on March 22, 2023 and will need until  
June 22, 2023 to recover.  
22

23                  5.         The additional time requested herein is not sought for purposes of delay and the denial of  
this request for a continuance could result in a miscarriage of justice.  
24

25                  6.         For all the above-stated reasons, the ends of justice would be best served by the  
continuance of Sentencing date.  
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27                  7.         This is the First Request for a continuance of the Sentencing date.  
28

## **ORDER**

**IT IS HEREBY ORDERED** that the Sentencing date for April 12, 2023, at the hour of 10:30 a.m. is hereby vacated and continued to **July 7, 2023 at 10:00 a.m.**

**DATED:** March 20, 2023.

James C. Mahan  
**UNITED STATES DISTRICT COURT**